

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

**NOELIA PALOMO,
Plaintiff,**

VS.

CIVIL ACTION NO. M-06-150

**HOME DEPOT, INC., HOME DEPOT
INC., STORE # 506 AND RICK LEAL
STORE MANAGER AND RICK LEAL
AS AGENT OF HOME DEPOT, INC.,
Defendants.**

AMENDED JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41 (a)(1) of the Federal Rules of Civil Procedure, Plaintiff Noelia Palomo and Defendants Home Depot U.S.A., Inc. (incorrectly identified as Home Depot, Inc., Home Depot Inc., Store # 506) and Rick Leal hereby stipulate that the above-entitled action may be dismissed with prejudice as to all of Plaintiff Noelia Palomo's claims against all Defendants with each party to bear its own costs of court.

Respectfully submitted,

/s/ Leo Pruneda

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NOELIA PALOMO**

/s/ J. Alfred Southerland
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OF COUNSEL:

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CERTIFICATE OF SERVICE

I hereby certify that on this the 6th day of December, 2006, a true and correct copy of the foregoing document was forwarded by certified mail, return receipt requested, to the following counsel:

Mr. Leo Pruneda
Law Office of Leo Pruneda
621 South 10th Street
Edinburg, Texas 78539

/s/ J. Alfred Southerland
J. Alfred Southerland

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ORDER

Pursuant to the Amended Joint Stipulation of Dismissal filed pursuant to Rule 41 (a)(1) of the Federal Rules of Civil Procedure, Plaintiff Noelia Palomo's action is dismissed with prejudice as to all claims against Home Depot U.S.A., Inc. (incorrectly identified as Home Depot, Inc., Home Depot Inc., Store # 506) and Rick Leal. Each party shall bear its own costs of court.

SIGNED this ____ day of _____, 2006.

UNITED STATES DISTRICT JUDGE